
By: **Delegate Heller**
Introduced and read first time: February 24, 2003
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Public Secondary School Athletic Association Members -**
3 **Coaching Personnel - Hiring**

4 FOR the purpose of requiring public schools that are members of the Maryland Public
5 Secondary School Athletic Association to follow certain provisions for hiring
6 coaching personnel; requiring member schools to employ on a priority basis, as
7 coaches only, certain employees of the county board of education; providing that
8 a noncertificated employee of the county board can be hired for a coaching
9 position if certain employees are not qualified or not available; providing that
10 certain terms shall be addressed by the county board and within employee
11 contracts; providing that temporary emergency coaches can be employed by
12 member schools if certain conditions are met using certain procedures; and
13 generally relating to the hiring of coaching personnel by schools that are
14 members of the Maryland Public Secondary School Athletic Association.

15 BY repealing and reenacting, with amendments,
16 Article - Education
17 Section 2-205(c)
18 Annotated Code of Maryland
19 (2001 Replacement Volume and 2002 Supplement)

20 BY adding to
21 Article - Education
22 Section 6-107.1
23 Annotated Code of Maryland
24 (2001 Replacement Volume and 2002 Supplement)

25 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
26 MARYLAND, That the Laws of Maryland read as follows:

1

Article - Education

2 2-205.

3 (c) (1) [The] EXCEPT AS PROVIDED IN § 6-107.1 OF THIS ARTICLE, THE State
4 Board shall adopt bylaws, rules, and regulations for the administration of the public
5 schools.

6 (2) These bylaws, rules, and regulations have the force of law when
7 adopted and published.

8 (3) The bylaws, rules, and regulations apply to each county. However,
9 they do not apply to Baltimore City to the extent that they relate to matters that are
10 the subject of other provisions of this article that do not apply to Baltimore City.

11 6-107.1.

12 (A) IN THIS SECTION, "MEMBER SCHOOLS" MEANS PUBLIC SCHOOLS THAT
13 ARE MEMBERS OF THE MARYLAND PUBLIC SECONDARY SCHOOLS ATHLETIC
14 ASSOCIATION.

15 (B) MEMBER SCHOOLS SHALL COMPLY WITH THE PROVISIONS OF THIS
16 SECTION FOR HIRING COACHING PERSONNEL.

17 (C) MEMBER SCHOOLS SHALL EMPLOY, ON A PRIORITY BASIS AND AS
18 COACHES ONLY, TEACHERS OR CERTIFICATED PROFESSIONAL EDUCATOR
19 EMPLOYEES OF THE COUNTY BOARD OF EDUCATION FOR A SPECIFIC COACHING
20 ASSIGNMENT.

21 (D) (1) IF A TEACHER OR A CERTIFICATED PROFESSIONAL EDUCATOR
22 EMPLOYEE OF THE COUNTY BOARD OF EDUCATION IS NOT QUALIFIED OR NOT
23 AVAILABLE, A NONCERTIFICATED EMPLOYEE OF THE COUNTY BOARD MAY BE
24 EMPLOYED FOR A COACHING POSITION.

25 (2) THE TERMS GOVERNING EMPLOYMENT, PAYMENT, AND
26 EVALUATION WITH JUST CAUSE OF NONCERTIFICATED EMPLOYEES HIRED FOR A
27 COACHING POSITION SHALL BE ADDRESSED BY THE COUNTY BOARD OF EDUCATION
28 AND WITHIN EMPLOYEE CONTRACTS.

29 (E) USING THE PROCEDURES SET FORTH IN COMAR 13A.06.03.04B(2), MEMBER
30 SCHOOLS MAY EMPLOY TEMPORARY EMERGENCY COACHES IF NO ACCEPTABLE AND
31 QUALIFIED COACHES ARE AVAILABLE FROM THE FOLLOWING PERSONNEL
32 EMPLOYED BY THE COUNTY BOARD:

33 (1) TEACHERS;

34 (2) CERTIFIABLE PROFESSIONAL EDUCATOR TEACHERS; OR

35 (3) NONCERTIFIABLE FULL-TIME EMPLOYEES.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 July 1, 2003.